## ARATION AND POWER OF ATTORN COMBINED DE FOR PATENT APPLICATION

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As a below named inventor. I hereby declare that; my residence post office address and

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| he specification of which i   | is attached hereto unless o  | ne of the following boxes b  | elow is c  | hecked  |
| Ine Specification   | was filed on May 14.<br>ternath Maxxxxxxxxxxxx   | 1998 as xwww.xx application No.  | PCT/   |   |
|   | international application nu-<br>and was amended under I   | mber   | on   |   |
| (it applicable)   | have a surjected and under   | stand the contents of the  | above id   | Antitue   |
| pecification, including the   | claims, as amended by ai   | ny amendment referred to   | above.   |   |
| pplication in accordance  | with Title 37, Code of Fed   | which is material to the exaderal Regulations, §1.56(a)  | •  |   |
| 1 do not know and do  | not believe the same was   | ever known or used in the  | United S   | states c  |
| America before my or our i  | invention thereof, or patent   | ted or described in any print  | ed public  | ation i   |
| iny country before my or o  | our invention increof, of hobbic use or on sale in the f   | nore than one year prior to<br>United States of America me   | crus appl<br>are than c  | กดมหวาย<br>เพลาสถ                                     |
| nat the same was not in practice to this application  | that the invention has no  | t been patented or made t  | he subject   | er of a   |
| nventor's certificate issued  | I before the date of this app  | dication in any country fore   | ign to the   | : Unite   |
| States of America on an ar  | pplication filed by me or m  | ny legal representatives or a  | ssigns mo  | ore that  |
| welve months prior to this  | application, and that no a   | pplication for patent or inve  | entor's cc   | rtificat  |
| on this invention has been  | filed in any country foreign   | to the United States of Am   | erica prio   | or to th  |
|   | egal representatives or ass  |  |  |   |
| I hereby claim foreign  | priority benefits under life   | le 35, United States Code, §1  | 119 of any   | loreig  |
| application(s) for patent of  | or inventor's certificate list   | ed below.  |  |   |
| Prior Foreign Application(s)  | 1  |  | Priority   | Claimo  |
| 9709789.3   | United Kingdom (Country)   | May 14 1997 (Month Day Year Filed)   | <b>k</b> c<br>Yes  |   |
| (Number)<br>9727458.3   | United Kingdom   | December 30 1997   |  | _   |
| (Number)  | (Country)  | (Month Day Year Filed)   | χεν<br><b>Σ</b> Ω  |   |
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| (Number)  | (Country)  | (Month Day Year Filed)   | Yes  | No  |
| (Number)  | (Country)  | (Month Day Year Filed)  (Month Day Year Filed)   | Yes<br>U<br>Yes  | No<br>No  |
| (Number) (Number) All Foreign Application   | (Country) (Country) s, if any, for any Patent of   | (Month Day Year Filed)  (Month Day Year Filed)  r Inventor's Certificate File  | Yes<br>U<br>Yes  | No<br>No  |
| (Number) (Number) All Foreign Application Months Prior To The Fi  | (Country) (Country) s, if any, for any Patent of Ing Date of This Applicat   | (Month Day Year Filed)  (Month Day Year Filed)  r Inventor's Certificate File ion:   | Yes<br>U<br>Yes<br>d More  | No<br>□<br>No<br>Than 1                               |
| (Number) (Number) All Foreign Application   | (Country) (Country) s, if any, for any Patent of   | (Month Day Year Filed)  (Month Day Year Filed)  r Inventor's Certificate File ion:   | Yes<br>U<br>Yes<br>d More  | No<br>□<br>No<br>Than 1                               |
| (Number) (Number) All Foreign Application Months Prior To The Fi  | (Country) (Country) s, if any, for any Patent of this Applicate  | (Month Day Year Filed)  (Month Day Year Filed)  r Inventor's Certificate File ion:   | Yes<br>U<br>Yes<br>d More  | No<br>□<br>No<br>Than 1                               |
| (Number) (Number) All Foreign Application Months Prior To The Fi  | (Country) (Country) s, if any, for any Patent of Ing Date of This Application N  | (Month Day Year Filed)  (Month Day Year Filed)  r Inventor's Certificate File ion:  Date of Filing   | Yes<br>U<br>Yes<br>d More  | No<br>No<br>Than I                                    |
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| (Number)  (Number)  All Foreign Application Months Prior To The File  Country  I hereby claim the happlication(s) listed below is not disclosed in the price of Title 35. United States | (Country)  (Country)  s, if any, for any Patent or ling Date of This Application Notes and the subject or United States applications Code, §112, Lacknowledge  | (Month Day Year Filed)  (Month Day Year Filed)  r Inventor's Certificate File ion:  Date of Filing  ited States Code, §120 of a  | Yes  Yes  d More  (Month Da  any Unite of this ap the first print) | No N              |

| (Application Serial No.) | (Liling Date) | (Status patented, pending, abandoned) |
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| (Application Serial No.) | (Filing Date) | (Status patented, pending, abandoned) |

Thereby application base. In this application and to transact all business in the Patent and Trademark Office connected therewith and in connection with the resulting patent based on instructions received from the entity who first sent the application papers to the attorneys identified below unless the inventor(s) or assignee provides said attorneys with a written notice to the contrary. Bruce E.O'Connor, Reg.No.24,849; Lee E.Johnson, Reg.No.22,946; Gary S. Kindness, Reg.No.22,178; James W. Anable, Reg.No.26,827; James R. Uhlir, Reg.No.25,096; Jerald E. Nagae, Reg.No.29,418; Michael W. Bocianowski, Reg.No.28,692; Michael G. Toner, Reg.No.27,601; Dennis K. Shelton, Reg.No.26,997; and the firm of Christensen,

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful faise statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that thereon.

| Full Name of Filid Responses to Part of Same Signature (Siven Name Signature)  Transcribing of Control (Signature)  Post of Office Address (Signature)  Post of File Address (Signature)  Post of Fi |                          |  |                                      |                          | ` 1  |             |  |
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| Sight SMEEKENS  Sight SMEEKENS  Sight SMEEKENS  MESIDENCE Convisions & Country  The Neitherlands  POST OFFICE ADDRESS Company Street Address including Cop States & Country  Van Westrenenlaan 7, NL-3971 AE Driebergen, the Netherlands  POST OFFICE ADDRESS Company Street Address including Cop States & Country  Peter WEISBEEK  RESIDENCE Cots States & Country  Den Dolder the Netherlands  POST OFFICE ADDRESS Counters Street Address including Cop States & Country  Den Dolder the Netherlands  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  Baarnseweg 49, NL-3734 CA Den Dolder, the Netherlands  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  Utrecht the Netherlands  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  With Market of Fourth  Were above  Fall Name of Fourth  Invention 3 SIGNATURE  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  Full Name of Fourth  Invention 3 SIGNATURE  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS (Company Street Address including Cop States & Country)  POST OFFICE ADDRESS Company Street Address including Cop States & Country)  POST OFFICE ADDRESS Company Street Address including Cop States & Country)  POST OFFICE ADDRESS Company Street Address including Cop States & Country)  POST OFFICE ADDRESS Company Street Address incl | Inventor                 | GIVEN NAME   |                                      | INVENTOR'S IGNATURE      | <del>)                                    </del> | DATE        |  |
| Driebergen the Netherlands the Netherlands Post office Address Ideal Address Including City State & Country:  Van Westrenenlaan 7, NL-3971 AE Driebergen, the Netherlands GIVEN NAME FAMILY NAME INVESTIGAR SIGNATURE Determined to the Peter WEISBEEK 20.01.2000 RESIDENCE (City State & Country)  Den Dolder the Netherlands the Netherlands Post of Third Series Address Including City State & Country:  Baarnseweg 49, NL-3734 CA Den Dolder, the Netherlands GIVEN NAME FAMILY NAME INVESTIGARATURE  POST OFFICE ADDRESS (Compate Street Address Including City State & Country)  War Address of Fourth City State & Country:  Utrecht the Netherlands The Netherlands The Netherlands Post of Fice Address Including City State & Country:  War Manne of Fourth City State & Country:  Full Name of Fourth City State & Country:  POST OFFICE ADDRESS (Compate Street Address Including City State & Country)  Full Name of Fourth City State & Country:  Full Name of Fourth City State & Country:  POST OFFICE ADDRESS (Compate Street Address Including City State & Country)  Full Name of Fish City State & Country:  Full Name of  | Intert Date This         |  | ·                                    | Metho                    | Melveur  |             |  |
| POST OFFICE ADDRESS (Company Street Address recording Cry State & Country)  Van Westrenenlaan 7, NL-3971 AE Driebergen, the Netherland GIVEN NAME FAMILY NAME INVESTIGER SIGNATURE  Peter WEISBEEK  RESIDENCE (Cry State & Country)  Den Dolder the Netherlands 'Chizenship the Netherlands 'UNIT DIFFICE ADDRESS (Company Street Address meluding Cry State & Country)  Baarnseweg 49, NL-3734 CA Den Dolder, the Netherlands GIVEN NAME FAMILY NAME (INVENTOR'S SIGNATURE TO ATE 20.01.2000 POST OFFICE ADDRESS (Company State & Country)  West address of Fourth the Netherlands TO ATE 20.01.2000 POST OFFICE ADDRESS (Company State & Country)  Kampereiland 11, NL-3524 CZ Utrecht, the Netherlands  GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE TO ATE 10.000 POST OFFICE ADDRESS (Company State & Country)  Kampereiland 11, NL-3524 CZ Utrecht, the Netherlands  GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE 'DATE  POST OFFICE ADDRESS (Company State & Country)  Full Manes of Fourth Inventor, if they they are above the state of State & Country)  POST OFFICE ADDRESS (Company State & Country)  Full Manes of Fifth Inventor, if they they are above the state of State & Country)  POST OFFICE ADDRESS (Company State & Country)  Full Manes of Fifth Inventor, if they they are above the document of the State & Country)  POST OFFICE ADDRESS (Company State & Country)  Full Manes of Fifth Inventor, if they the state Address in London Country State & Country)  POST OFFICE ADDRESS (Company State & Address in London Country)  POST OFFICE ADDRESS (Company State & Address in London Country)  POST OFFICE ADDRESS (Company State & Address in London Country)  POST OFFICE ADDRESS (Company State & Address in London Country)  POST OFFICE ADDRESS (Company State & Address in London Country)  POST OFFICE ADDRESS (Company State & Address in London Country)  POST OFFICE ADDRESS (Company State & Address in London Country)  POST OFFICE ADDRESS (Company State & Country)  POST OFFICE ADDRESS (Company State & Address in London Country)  POST OFFICE ADDRESS (Company State & Address i |                          | RESIDENCE ICITY STATE  | & Cumerys                            |                          | CITIZENSHIP                                      |             |  |
| Van Westrenenlaan 7, NL-39/1 AE Driebergen, the Netherland  GIVEN NAME FAMILY NAME INVESTIGATIONS  See above Peter WEISBEEK  RESIDENCE COLUMNE ADDRESS ICOMPANY  Den Dolder the Netherlands CHTZENSHIP  Den Dolder the Netherlands  FOATE  20.01.2000  CITIZENSHIP  The Netherlands  FOATE  20.01.2000  CITIZENSHIP  TO ATE  20.01.2000  CITIZENSHIP  TO ATE  20.01.2000  CITIZENSHIP  TO ATE  TO ATE  TO ATE  20.01.2000  CITIZENSHIP  TO ATE  20.01.2000  TO ATE  TO ATE  TO ATE  20.01.2000  CITIZENSHIP  TO ATE  TO ATE  20.01.2000  CITIZENSHIP  TO ATE  CITIZENSHIP  FOST OFFICE ADDRESS ICOMPANY SIMPLANDING CONTROLLED SIGNATURE  FOST OFFICE ADDRESS ICOMPANY SIMPLANDING CONTROLLED SIGNATURE  FOR NAME FAMILY NAME INVENTOR'S SIGNATURE  FOR NAME FAMILY NAME INVENTOR'S SIGNATURE  FOR SIGNATURE  FOR TO OFFICE ADDRESS ICOMPANY SIMPLANDING CONTROLLED SIGNATURE  FOR THE OFFICE ADDRESS ICOMPANY SIMPLANDING CONTROLLED SIGNATURE  FOR TO OFFICE ADDRESS ICOMPANY SIMPLANDING CONTROLLED SIGNATURE  FOR TO OFFICE ADDRESS ICOMPANY SIMPLANDING CONTROLLED SIGNATURE  FOR TO OFFICE ADDRESS ICOMPANY SIMPLANDING CONTROLLED SIGNATURE  FOR TO OFFICE ADDRESS ICOMPANY SIMPLANDING CONTROLLED SIMPLANDING CONTROLLED SIMPLANDING CONTROLLED SIMPLANDING CONTROLLED SIMPLANDING CONTROLLED SIMPLANDING CONTROLLED SIMPLANDING CON |                          |  |                                      | rlands V                 | the Nethe  | rlands      |  |
| GIVEN NAME PAMILY NAME INVENTOR'S SIGNATURE  Peter WEISBERK  Peter WEISBERK  Post of Fice Address Country  Den Dolder the Netherlands the Netherlands  Post of Fice Address Country  Baarnseweg 49, NL-3734 CA Den Dolder, the Netherlands  GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE  DATE  20.01.2000  GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE  DATE  20.01.2000  RESIDENCE ICITY SIAN & COUNTRY  Utrecht the Netherlands the Netherlands  Fost Office Address (Complete Sinest Address including City Sian & Country)  Kampereiland 11, NL-3524 CZ Utrecht, the Netherlands  GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE  Fost Name of Fourth  Family Name  RESIDENCE (City, Sians & Country)  POST OFFICE ADDRESS (Compains Sinest Address including City Sians & Country)  RESIDENCE (City, Sians & Country)  POST OFFICE ADDRESS (Compains Sinest Address including City Sians & Country)  POST OFFICE ADDRESS (Compains Sinest Address including City Sians & Country)  POST OFFICE ADDRESS (Compains Sinest Address including City Sians & Country)  POST OFFICE ADDRESS (Compains Sinest Address including City Sians & Country)  Figure Must be completed  of the fifth Constituted in Stans & Country Sians & Country Sians & Country  POST OFFICE ADDRESS (Compains Sinest Address including City Sians & Country)  POST OFFICE ADDRESS (Compains Sinest Address including City Sians & Country)  POST OFFICE ADDRESS (Compains Sinest Address including City Sians & Country)  POST OFFICE ADDRESS (Compains Sinest Address including City Sians & Country)  POST OFFICE ADDRESS Compains including City Sians & Country  POST OFFICE ADDRESS Compains including City Sians & Country  POST OFFICE ADDRESS Compains including City Sians & Country  POST OFFICE ADDRESS Compains including City Sians & Country  POST OFFICE ADDRESS Compains including City Sians & Country  POST OFFICE ADDRESS Compains including City Sians & Country  POST OFFICE ADDRESS Compains including City Sians & Country  POST OFFICE ADDRESS Compains including City Sians & Country  POST OFFICE ADDRESS Compains including |                          |  |                                      |                          |  |             |  |
| Peter WEISBEEK  Peter WEISBEEK  Peter WEISBEEK  RESIDENCE (city State & Country)  Den Dolder the Netherlands the Netherlands  PUST OFFICE ADDRESS (Companie Street Address including City State & Country)  Baarnseweg 49, NL-3734 CA Den Dolder, the Netherlands  GIVEN NAME FAMILY NAME (NVENTOR'S SIGNATURE)  WE above Marcel PROVENIERS  RESIDENCE (city State & Country)  Utrecht the Netherlands the Netherlands  Full Manne of Fourth  Inventor, if erry:  we above Residence (city State & Country)  Full Manne of Fourth  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  Full Manne of Fourth  Inventor, if erry:  we above Residence (city, State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  Full Manne of Fourth  Inventor, if erry:  see above RESIDENCE (city, State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie Street Address including City State & Country)  POST OFFICE ADDRESS (Companie St |                          | Van Westre   | nenlaan 7, N                         | NL-3971 AE Drie          | bergen, the                                      | Netherland  |  |
| RESIDENCE (City State & Country)  Den Dolder the Netherlands the Netherlands the Netherlands  POST OFFICE ADDRESS (Compete Street Address including City State & Country)  Baarnseweg 49, NL-3734 CA Den Dolder, the Netherlands  GIVEN NAME FAMILY NAME (INVENTOR'S SIGNATURE)  POST OFFICE ADDRESS (Compete Street Address including City State & Country)  Kampereiland 11, NL-3524 CZ Utrecht, the Netherlands  POST OFFICE ADDRESS (Compete Street Address including City State & Country)  Kampereiland 11, NL-3524 CZ Utrecht, the Netherlands  GIVEN NAME FAMILY NAME (INVENTOR'S SIGNATURE)  POST OFFICE ADDRESS (Compate Street Address including City State & Country)  RESIDENCE (City, State & Country)  POST OFFICE ADDRESS (Compate Street Address including City State & Country)  Full Manne of Fourth  Inventors, if day,  GIVEN NAME FAMILY NAME (INVENTOR'S SIGNATURE)  POST OFFICE ADDRESS (Compate Street Address including City, State & Country)  Full Manne of Fish  Inventors, if day,  GIVEN NAME FAMILY NAME (INVENTOR'S SIGNATURE)  POST OFFICE ADDRESS (Compate Street Address inventors inventors Signature)  |                          | GIVEN NAME   | FAMILY NAME                          | INVENTOR'S SIGNATURE     | 1  | 'DATE       |  |
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| Baarnseweg 49, NL-3734 CA Den Dolder, the Netherlands  GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE  Marcel PROVENIERS  RESIDENCE (City State & Country)  Utrecht the Netherlands the Netherlands  POST OFFICE ADDRESS (Complete Sirvet Address including City State & Country)  Kampereiland 11, NL-3524 CZ Utrecht, the Netherlands  GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE  POST OFFICE ADDRESS (Complete Sirvet Address including City State & Country)  Full Name of Fourth Inventor, if any:  see above  RESIDENCE (City, State & Country)  POST OFFICE ADDRESS (Complete Sirvet Address including City State & Country)  Full Name of Fifth Inventor, if any:  see above  RESIDENCE (City, State & Country)  POST OFFICE ADDRESS (Complete Sirvet Address including City State & Country)  POST OFFICE ADDRESS (Complete Sirvet Address including City State & Country)  POST OFFICE ADDRESS Complete Sirvet Address including City State & Country)  POST OFFICE ADDRESS Complete Sirvet Address including City State & Country)  POST OFFICE ADDRESS Complete Sirvet Address including City State & Country)  POST OFFICE ADDRESS Complete Sirvet Address including City State & Country)  POST OFFICE ADDRESS Complete Sirvet Address including City State & Country)  POST OFFICE ADDRESS Complete Sirvet Address including City State & Country)   |                          |  |                                      |                          | the Nethe  | rlands      |  |
| GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE  TOATE 20.01.2000  RESIDENCE ICHY State & Country:  Utrecht the Netherlands the Netherlands  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  Kampereiland 11, NL-3524 CZ Utrecht, the Netherlands  GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE  **GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE  FUE Name of Figh.  Inventor, if day:  See above  RESIDENCE (City, State & Country)  GIVEN NAME FAMILY NAME INVENTOR'S SIGNATURE  **DATE  **DA |                          | PUST OFFICE ADDRE  | SS (Complete Street Address includir | ng City State & Country) |  |             |  |
| Marcel PROVENIERS  RESIDENCE (City State & Country)  Utrecht the Netherlands the Netherlands  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  Kampereiland 11, NL~3524 CZ Utrecht, the Netherlands  Full Name of Fourth Inventor, if any.  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  RESIDENCE (City, State & Country)  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  Full Name of Fish Inventor, if any.  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  Full Name of Fish Inventor, if any.  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  CITIZENSHIP  CITIZENSHIP  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  POST OFFICE ADDRESS (Complete Street Address including City State & Country)  POST OFFICE ADDRESS (Complete Street Address including City State & Country)   |                          | Baarnsewe  | g 49, NL-3734                        | CA Den Dolder,           | the Nether                                       | lands       |  |
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: S. Smeekens et al.

Attorney Docket No. ARNO114646

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PLANT GENE CONSTRUCTS AND THEIR USE

## ASSOCIATE POWER OF ATTORNEY

Seattle, Washington 98101

January 21, 2000

## TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Daiva K. Tautvydas, Reg. No. 36,077 is hereby granted an associate power of attorney with full power to prosecute the above-identified application and to transact all business in the United States Patent and Trademark Office connected therewith. Direct all telephone calls to Daiva K. Tautvydas at telephone number 206.695.1727.

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Respectfully submitted.

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